

CHAITMAN LLP
465 PARK AVENUE
NEW YORK, NY 10022
(888) 759-1114
TELEPHONE & FAX

HELEN DAVIS CHAITMAN
hchaitman@chaitmanllp.com

April 7, 2017

VIA EMAIL and ECF: bernstein.chambers@nysb.uscourts.gov

Honorable Stuart M. Bernstein
United States Bankruptcy Court
Southern District of New York
One Bowling Green
New York, New York 10004-1408

Re: *In re: Bernard L. Madoff*, Adv. Pro. No. 08-01789 (SMB)
Hearing on the subpoena issue

Dear Judge Bernstein:

We represent various Defendants in the good-faith clawback cases. We write regarding the conference that was set by the Court on three different matters for Tuesday, April 11, 2017 at 10:00 A.M. I had worked with Mike Paek to set that date and had to rearrange other commitments in order to assure my availability.

I am in Europe on vacation and I learned yesterday from the Trustee's counsel that the Court is no longer available on April 11. The Trustee's counsel demanded that I make myself available on two other days next week on which I have commitments that I cannot change. I have now been informed that the Court has set the conference for Monday, April 10. I am sorry to inconvenience the Court, but it is not possible for me to participate in the conference on April 10. I would be happy to provide alternate dates the following week. There is nothing urgent about the issues to be discussed at this conference and a week's delay will not have an adverse impact on the Trustee.

The Court's attention to this matter is most appreciated.

Respectfully submitted,

/s/ Helen Davis Chaitman

Helen Davis Chaitman

HDC/leb/sh

cc: (via Email)

David Sheehan, Esq. (dsheehan@bakerlaw.com)

Edward Jacobs, Esq. (ejacobs@bakerlaw.com)